

09-14-04

Application No. 10/635,724
Attorney Docket No. 35706.3



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Clifford J. Hensley

Application No. 10/635,724

Filed: August 5, 2003

For: ANTI-TERRORIST ROAD BLOCK

Group Art Unit: 3671

Examiner: HARTMANN, Gary S.

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM
TO THE BENEFIT OF A PRIOR PROVISIONAL APPLICATION**

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL NO.: EV 333 44 3574 US
DATE OF DEPOSIT: 9/13/2004
This paper and fee are being deposited with the U.S. Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
Ellen Lovelace
Name of person mailing paper and fee
John Justine
Signature of person mailing paper and fee

Dear Sir:

1. Petition

Pursuant to 37 CFR § 1.78 (a)(6), and in connection with pending U.S. Application No. 10/635,724 (“the Non-provisional Application”), Applicant hereby petitions for the acceptance of an unintentionally delayed claim under 35 U.S.C § 119(e) for the benefit of prior-filed U.S. Provisional Patent Application No. 60/403,997 (“the Provisional Application”).

2. Statement that the Entire Delay was Unintentional

Accompanying the present Petition is a Statement from George M. Hover, which states that the entire delay between the date the priority claim was due under 37 CFR § 1.78(a)(5) and the date the priority claim was filed was unintentional.

3. Surcharge under 37 CFR §1.17(t)

Accompanying the present Petition is a check for \$1280 USD, in payment of the fee pursuant to 37 CFR §1.17(t) for acceptance of an unintentionally delayed claim for priority.

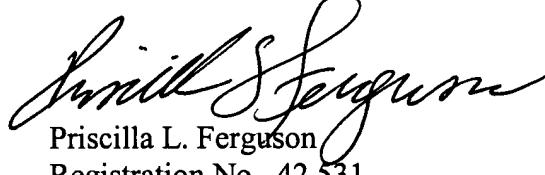
4. Specific Reference Required by 35 U.S.C. §119(e) and 37 CFR § 1.78(a)(5)

Accompanying the present Petition is a Preliminary Amendment, which adds the specific reference to the Provisional Application as the first paragraph of the specification of the Non-provisional Application.

5. Conclusion

In view of the foregoing Petition, accompanying Statement of Unintentional Delay, payment of surcharge, and Preliminary Amendment, Applicants respectfully request the entry into pending U.S. Patent Application No. 10/634,724, filed August 5, 2003, of the priority claim to U.S. Provisional Patent Application No. 60/403,997, filed August 17, 2002.

Respectfully submitted,



Priscilla L. Ferguson
Registration No. 42,531

Dated: September 13, 2004

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Docket No.: 35706.3
1275574_1.DOC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Clifford J. Hensley

Serial No. 10/635,724

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§ Group Art Unit: 3671
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§ Examiner: HARTMANN, Gary S.
§

Filed: August 5, 2003

For: ANTI-TERRORIST ROAD BLOCK

**STATEMENT BY ASSIGNEE THAT DELAY
IN FILING PRIORITY CLAIM WAS UNINTENTIONAL**

1. Authority of the Assignee to Act in the Application.

Perimeter Defense Technologies, L.P., a Texas Limited Partnership, states that it is the Assignee of the entire right, title, and interest in the patent application identified above by virtue of an assignment from the inventor of the patent identified above, which assignment was recorded in the U.S. Patent and Trademark Office as follows:

- 1) Assignment from Clifford J. Hensley to Universal Bollard Security Systems, LP recorded at Reel 014891, Frame 0425, on July 23, 2004; and
- 2) Change of Name from Universal Bollard Security Systems, LP to Perimeter Defense Technologies, LP recorded at Reel 014891, Frame 0421, on July 23, 2004.

The undersigned (whose title is supplied below) is authorized to act on behalf of the Assignee.

2. Statement that Delay was Unintentional.

On behalf of Perimeter Defense Technologies, L.P., I, George M. Hover, whose signature appears below, hereby state that the entire delay between the date the priority claim was due under 37 CFR 1.78(a)(5) and the date the priority claim was filed was unintentional.

GEORGE M. HOVER
CEO of UBSS Management, LLC, the General Partner of
Perimeter Defense Technologies, LP

9/8/04
Date

EXPRESS MAIL NO. <u>EV 333443574 US</u>
DATE OF DEPOSIT: <u>9/13/2004</u>
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<u>Ellen Lovelace</u> Name of person mailing paper and fee
<u>John Jenkins</u> Signature of person mailing paper and fee